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BARNES & THORNBURG



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No. 23643
Group: 3673
Confirmation No.: 2045
Application No.: 10/670,941
Invention: PATIENT SUPPORT APPARATUS
HAVING AUTO CONTOUR
Inventor: Richard H. Heimbrock
Filed: September 25, 2003
Attorney
Docket: 7175-73312
Examiner: Luu, Tuyet Phuong Pham

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Hill-Rom Services, Inc., certifies that it is the assignee of the entire right, title, and interest in the patent application identified above as recorded at Reel/Frame 013044/0525 in the records of the U.S. Patent and Trademark Office. Hill-Rom Services, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on this application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal

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disclaimer, of prior U. S. Patent 6,643,873. The owner hereby agrees that any patent so granted on this application shall be enforceable only for and during such period that it and said U. S. Patent 6,643,873 are commonly owned. This agreement runs with any patent granted on this application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, the assignee does not disclaim the terminal part of any patent granted on this application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of said U. S. Patent 6,643,873, as presently shortened by any terminal disclaimer, in the event that said U. S. Patent 6,643,873 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction from which no appeal is, or can be, taken, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney of record.

A check in the amount of \$110.00 to cover the fee for this Terminal Disclaimer is enclosed.

It is respectfully requested that, if necessary to effect a timely response, this paper be considered as a Petition for an Extension of Time sufficient to effect a timely response and that any shortages and other fees be charged, or any overpayment in fees be credited, to the

account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to file 7175-73312. A duplicate copy of this authorization is enclosed for this purpose.

Signature:



Typed or Printed Name:

Mark M. Newman
(202)) 289-1313

Title of Signatory:

Attorney of Record, Reg. No. 31472

Date:

6/29/04